

No. 9(1)81-6Lab./15090—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad in respect of the dispute between the workman and the management of M/s Globe Wasti Manufacturing Company, 14/1, Mathura Road, Faridabad.

IN THE COURT OF SHRI HARI SINGH KAUSHIK, PRESIDING OFFICER, LABOUR COURT, HARYANA, FARIDABAD.

Reference No. 264 of 1981

*between*

SHRI MAHMOODA, WORKMAN AND THE MANAGEMENT OF M/S GLOBE WASTI MANUFACTURING COMPANY, 14/1, MATHURA ROAD, FARIDABAD.

None for the workman.

Shri Deepak Verma, for the Management.

#### AWARD

This reference No. 264 of 1981 has been referred to this Court by the Hon'ble Governor of Haryana,—vide his order No. ID/FD/143/81/50147, dated 1st October, 1981 under section 10(i) (c) of the Industrial Disputes Act, 1947 for adjudication of the dispute existing between Shri Mahmooda workman and the management of M/s Globe Wasti Manufacturing Company, 14/1, Mathura Road, Faridabad. The term of the reference was :—

“Whether the termination of services of Shri Mahmooda was Justified and in order ? If not, to what relief is he entitled ?”

After receiving this reference, notice were sent to the parties. On 25th November, 1981 one Shri Piare Lal was appeared on behalf of the workman and case was adjourned to 10th December, 1981 for claim statement alongwith authority letter of the workman. On 10th December, 1981 neither the workman nor his representative was present. It was already 2.30 P.M. The case was called thrice. The representative of the management was present. In these circumstances, I proceed *ex parte* against the workman. And the *ex parte* evidence of the management was recorded as MW-I in which stated that the workman had settled his case with the management. The copy of settlement is Ex.M-1. According to the settlement Ex.M-1 he also received a sum of 600 in full and final settlement including the right of re-instatement or re-employment. He also filed the copy of withdrawal letter of the workman which is Ex.M-1. He further stated that there is no dispute between the parties and closed their case. The *ex parte* arguments also heard.

In view of the un-rebutted *ex parte* and documentary evidence produced by the management, I am left with no choice except to believe the version of the management, I hold that the workman had settled his case with the management and there is no dispute between the parties. The workman is not entitled for any relief. No order as to costs.

Dated : 11th December, 1981

HARI SINGH KAUSHIK,

Presiding Officer,  
Labour Court, Haryana,  
Faridabad.

Endst. No. 3470, dated 18th December, 1981

Forwarded (four copies) to the Commissioner & Secretary to Government, Haryana, Labour & Employment Department, Chandigarh, as required under section 15 of the Industrial Dispute Act, 1947 with the request that the receipt of the above said award may please be acknowledged with weeks time.

HARI SINGH KAUSHIK,

Presiding Officer,  
Labour Court, Haryana,  
Faridabad.